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7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF WASHINGTON

9
10 STATE OF WASHINGTON, *et al.*,

11 Plaintiffs,

12 v.

13 U.S. FOOD AND DRUG
14 ADMINISTRATION, *et al.*,

15 Defendants.

No. 1:23-cv-03026

JOINT MOTION TO MODIFY
DEADLINES

07/17/23
WITHOUT ORAL ARGUMENT

16
17 The parties jointly request that the Court modify the schedule set in its May
18 11, 2023 Order (ECF No. 119) to defer Defendants' deadline to respond to the
19 Amended Complaint until after this Court's decision on any motions for summary
20 judgment. As set forth herein, good cause exists to grant this Motion.

21 1. On May 11, 2023, this Court granted the parties' Joint Motion for
22 Extension of Time to Answer and to Set Deadline to Produce Administrative
23

1 Record (ECF No. 117), and ordered Defendants to respond to the Amended
2 Complaint by June 23, 2023, and produce the administrative record by September
3 1, 2023.

4
5 2. Having met and conferred, the parties agree that it is unnecessary to
6 require Defendants to answer the Amended Complaint before summary judgment,
7 which the parties will not move for until after Defendants complete production of
8 the administrative record on September 1. *See* ECF No. 119. To conserve the
9 parties' and court's resources, therefore, the parties agree that Defendants' deadline
10 to respond to the Amended Complaint should be deferred until after this Court has
11 ruled on any motions for summary judgment.

12
13 3. Accordingly, the parties jointly request that this Court (a) modify the
14 deadlines so that Defendants' deadline to respond to the Amended Complaint is
15 deferred until after the Court rules on any motions for summary judgment and (b)
16 order that, two weeks following the Court's ruling on any motions for summary
17 judgment, the parties file a joint status report proposing a new deadline to answer
18 the Amended Complaint.

June 15, 2023

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CERTIFICATE OF SERVICE

I hereby certify that, on June 15, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Noah T. Katzen
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